

**MINUTES**  
**INDIANA OPTOMETRY BOARD**  
**MAY 13, 2009**

**I. CALL TO ORDER AND ESTABLISHMENT OF QUORUM**

Dr. Morrow called the meeting to order at 10:00 a.m. in the Indiana Professional Licensing Agency Conference Room W064, Indiana Government Center South, 402 West Washington Street, Indianapolis, Indiana, and declared a quorum in accordance with Indiana Code § 25-24-1-2.

**Board Members Present:**

Douglas C. Morrow, O.D., President  
Natalie Olinger-Stine, O.D., Secretary  
James Hunter, O.D., Member  
Carl Golightly, O.D., Member

**Board Member Absent:**

Stephan Van Cleve, O.D., Member

**State Officials Present:**

Cindy Vaught, Board Director, Professional Licensing Agency  
Heather Hollcraft, Case Manager, Professional  
Elizabeth Brown, Deputy Attorney General, Attorney General's Office

**II. ADOPTION OF THE AGENDA**

A motion was made and seconded to adopt the agenda, as amended.

OLINGER-STINE/HUNTER  
Motion carried 4-0-0

**III. ADOPTION OF THE MINUTES FROM THE FEBRUARY 11, 2009 MEETING OF THE BOARD**

A motion was made and seconded to adopt the minutes, as presented, from the February 11, 2009 meeting of the Board.

OLINGER-STINE/GOLIGHTLY  
Motion carried 4-0-0

**IV. APPEARANCES**

**A. CONTINUING EDUCATION**

There were no continuing education applications for the Board to review.

**B. APPLICATION**

There were no applications for the Board to review.

## **C. RENEWAL**

### **1. Silva Schleiter, O.D., License No. 18002722A**

Dr. Schleiter was asked to appear before the Board regarding the renewal of her optometry license. Dr. Schleiter's license has been expired since April 1, 2004. In order to renew her license she was required to complete 60 hours of continuing education and appear before the Board since she has been expired for over three (3) years. Dr. Schleiter has also requested to renew her optometric legend drug certificate. She will be required to complete eighty hours of continuing education. Dr. Schleiter did not appear. She has held a license in the state of Illinois since 2005. The Board questions what continuing education she has completed in order to renew her license based upon the number of pharmacology courses. The Board is comfortable with the number of hours she has completed but not comfortable with the fact she did not appear nor communicate in any way with the Board.

**Board Action:** A motion was made and seconded to deny Dr. Schleiter's license renewal based on not appearing as requested.

GOLIGHTLY/HUNTER  
Motion Carried 4-0-0

## **V. ADMINISTRATIVE HEARINGS**

There were no administrative hearings scheduled.

## **VI. DISCUSSION**

### **A. Board Certification**

Dr. Hunter will be attending the Association of Regulatory Boards of Optometry (ARBO) meeting in June 2009. A topic of discussion will be Board Certification. He was asking for a consensus of the board members as to where they stood with this issue. There is a polling of the states as to what their position will be. There's a board to be established with X number of members to be set by March 1, 2010. A movement was made to remove the director, a member of the National Board, Jack Terry, and one ARBO seat was removed and the American Optometric Association (AOA) increased their number of seats on the board. Dr. Hunter feels that the state's input is being diminished. The AOA wants to administer the national boards and decrease ARBO's representation of the national boards. Dr. Hunter is requesting the Board's feelings on the backing of this process. The Board gave Dr. Hunter permission to vote on the Board's behalf.

Dr. Hunter also discussed proposed continuing education issues where drug companies want to hold continuing education seminars where they are pushing their company product over another company's product and considering it continuing education.

### **B. Proposed Administrative Rule Change**

The Board reviewed the proposed changes to Title 852. After review, the Board requested to go forward with the rule making process.

### **C. Change of August Meeting**

The Board requested to change the August 5, 2009 meeting date to September 9, 2009.

**Board Action:** Board agrees to the meeting date change. Cindy will follow up with the room number.

**D. Association of Regulatory Boards of Optometry**

Re: The Green Sheet – Winter

The Board took notice of the ARBO Green Sheet – Winter.

**VII. CONTINUING EDUCATION**

There were no continuing education discussions by the Board.

**VIII. APPLICATION REVIEW**

**A. Endorsement Applications**

**1. Gary Edward Bircham, O.D.**

The Board reviewed Dr. Bircham's application file by endorsement. Dr. Bircham is a 1989 graduate of the University of California. He has taken and passed Parts I, II and TMOD of the National Boards but has not taken and passed Part III. Dr. Bircham is currently licensed in the state of Colorado and has been since 1989. Based upon information from the state of Colorado, Dr. Bircham was licensed based upon his National Board scores and was not required to take and pass a state constructed examination. Dr. Bircham has stated he has taken and passed a state constructed examination. The Board requested that the Colorado Optometry Board be sent a letter requesting as to whether they gave an state constructed examination in 1989.

**Board Action:** A motion was made and seconded that if the Colorado Optometry Board responds that a state examination was administered for licensure Dr. Bircham may be granted a license. If not, he is required to take and pass Part III of the National Boards.

HUNTER/OLINGER-STINE  
Motion carried 4-0-0

**B. Examination Applications**

There were no examination applications for the Board to review.

**C. Faculty Limited License**

There were no faculty limited license applications for the Board to review.

**D. Professional Corporation Applications**

There were no professional corporation applications for the Board to review.

**IX. PROBATIONARY REPORT**

There were no probationary reports to review.

**X. REPORTS**

**A. Consumer Complaints**

There was no report.

**B. Indiana Optometric Association**

Dr. Golightly had nothing to report to the Board from the Indiana Optometric Association.

**C. Continuing Education**

Dr. Hunter has reviewed 29.5 hours submitted for optometry credit and approved 27.5 of those hours with 2 hours denied. He reviewed 23 hours submitted for legend drug credit and approved 20 of those hours, with 2 hours denied and 1 hour still pending.

**XI. OLD/NEW BUSINESS**

**1. 2006/2008 Continuing Education Audit**

Ms. Vaught informed the Board that a notice of noncompliance was mailed to Craig Lee McManis, O.D. and Gregory T. Pierangeli, O.D. in regards to the 2007/2008 optometry continuing education audit. Dr. McMannis has paid the required civil penalty and is now required to complete the continuing education. Dr. Pierangeli has not responded to the notice and has refused the last mailing. His license was suspended for failure to pay the civil penalty. This information has been reported to the National Practitioner Data Bank.

**XII. ADJOURNMENT**

There being no further business, and having completed its duties, the meeting of the Indiana Optometry Board adjourned at 12:00 p.m.

  
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Douglas C. Morrow, O.D., President

9/9/09  
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Date

  
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Natalie Olinger-Stine, O.D., Secretary

9/9/09  
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Date